



W/D

Box Missing Parts
PATENT
Docket Gr. 1614
10/16/98

I hereby certify that on the date specified below, this correspondence is being deposited with the United States Postal Service as first-class mail in an envelope addressed to Box Missing Parts, Assistant Commissioner for Patents, Washington, DC 20231.

Date

June 18, 1998

Angela S. Long

RECEIVED

OCT 27 1998

PATENT
OFFICE CENTER

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : Mich B. Hein, Andrew C. Hiatt, and John H. Fitchen
Application No. : 09/005,318
Filed : January 9, 1998
For : NOVEL EPITHELIAL TISSUE TARGETING AGENT
Docket No. : 310098.401C1
Date : June 18, 1998

Box Missing Parts
Assistant Commissioner for Patents
Washington, DC 20231

RESPONSE TO NOTICE TO FILE MISSING PARTS OF APPLICATION

Sir:

In response to the Notice to File Missing Parts dated March 18, 1998, please find enclosed a Declaration and Power of Attorney, Form PTO-1533, and a Verified Statement Claiming Small Entity Status, a computer diskette containing a copy of the Sequence Listing in Computer Readable Format, a Declaration Regarding Computer Diskette, and a copy of the Notice to Comply with Requirements for Patent Applications

06/26/1998 ~~00000021 09005310~~

01 FC:201
02 FC:203
03 FC:202
04 FC:204
05 FC:205
Containing Nucleotide Sequence and/or Amino Acid Sequence Disclosures for the above-
identified application
395.00 op
400.00 op
369.00 op

Please enclose a Petition for an Extension of Time, extending the time for response from May 18, 1998 to June 18, 1998.

Also enclosed is a check in the amount of \$1,459 for the requisite fees. The fees have been calculated in accordance with applicants' small entity status.

The fees have been calculated as follows:

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3:02

Basic Fee	\$ 395
Total Claims (60, 40 extra)	440
Independent Claims (12, 9 extra)	369
Multiple Dependent Claims Surcharge	135
Missing Parts Surcharge	<u>65</u>
Total	\$ 1,404
Extension-of-Time Fee	<u>55</u>
TOTAL	\$ 1,459

The Assistant Commissioner is hereby authorized to charge any additional filing fees or to credit any overpayment to Deposit Account No. 19-1090. A duplicate copy of this response is enclosed.

Respectfully submitted,

Mich B. Hein et al.

SEED and BERRY LLP



David W. Parker

Registration No. 37,414

DWP:asl

Enclosures:

- Postcard
- Computer Diskette
- Check No. 53115 for \$1,459
- Copy of this Response
- Declaration and Power of Attorney
- Verified Statement Claiming Small Entity Status
- Copy of Form PTO-1533
- Declaration Regarding Computer Diskette
- Copy of Notice to Comply
- Petition for an Extension of Time (+ 2 copies)

6300 Columbia Center
 701 Fifth Avenue
 Seattle, Washington 98104-7092
 (206) 622-4900
 Fax: (206) 682-6031



UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office
Address: COMMISSIONER OF PATENTS AND TRADEMARKS
Washington, D.C. 20231

APPLICATION NUMBER

FILING/RECEIPT DATE

FIRST NAMED APPLICANT

ATTORNEY DOCKET NO./TITLE

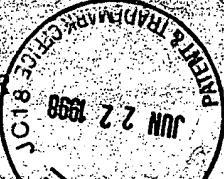
09/005,318 01/09/98 HEIN

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0262/0318

NOT ASSIGNED

DAVID J MAKI
SEED AND BERRY
6300 COLUMBIA CENTER
701 FIFTH AVENUE
SEATTLE WA 98104



1614

03/18/98

DATE MAILED:

NOTICE TO FILE MISSING PARTS OF APPLICATION

Filing Date Granted

An Application Number and Filing Date have been assigned to this application. The items indicated below, however, are missing. Applicant is given TWO MONTHS FROM THE DATE OF THIS NOTICE within which to file all required items and pay fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a). If any of items 1 or 3 through 5 are indicated as missing, the SURCHARGE set forth in 37 CFR 1.16(e) of \$65.00 for a small entity in compliance with 37 CFR 1.27, or \$130.00 for a non-small entity, must also be timely submitted in reply to this NOTICE to avoid abandonment.

If all required items on this form are filed within the period set above, the total amount owed by applicant as a
 small entity (statement filed) non-small entity is \$ 115.00.

1. The statutory basic filing fee is:

missing

insufficient

Applicant must submit \$ 110.00 to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).

2. Additional claim fees of \$ 15.00, including any multiple dependent claim fees, are required.

for

independent claims over 3.

for

dependent claims over 20.

for multiple dependent claim surcharge.

Applicant must either submit the additional claim fees or cancel additional claims for which fees are due.

3. The oath or declaration:

is missing or unexecuted.

does not cover the newly submitted items.

does not identify the application to which it applies.

does not include the city and state or foreign country of applicant's residence.

An oath or declaration in compliance with 37 CFR 1.63, including residence information and identifying the application by the above Application Number and Filing Date is required.

4. The signature(s) to the oath or declaration is/are by a person other than inventor or person qualified under 37 CFR 1.42, 1.43 or 1.47.

A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.

5. The signature of the following joint inventor(s) is missing from the oath or declaration:

An oath or declaration in compliance with 37 CFR 1.63 listing the names of all inventors and signed by the omitted inventor(s), identifying this application by the above Application Number and Filing Date, is required.

6. A \$50.00 processing fee is required since your check was returned without payment (37 CFR 1.21(m)).

7. Your filing receipt was mailed in error because your check was returned without payment.

8. The application does not comply with the Sequence Rules.

See attached "Notice to Comply with Sequence Rules" 37 CFR 1.821-1.825.

9. OTHER:

Direct the reply and any questions about this notice to "Attention: Box Missing Parts."

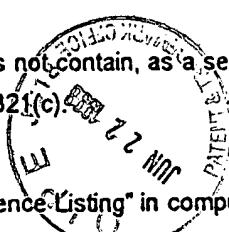
A copy of this notice MUST be returned with the reply.

10005318

NOTICE TO COMPLY WITH REQUIREMENTS FOR PATENT APPLICATIONS CONTAINING
NUCLEOTIDE SEQUENCE AND/OR AMINO ACID SEQUENCE DISCLOSURES

The nucleotide and/or amino acid sequence disclosure contained in this application does not comply with the requirements for such a disclosure as set forth in 37 CFR 1.821 - 1.825 for the following reason(s):

1. This application clearly fails to comply with the requirements of 37 CFR 1.821 - 1.825. Applicant's attention is directed to these regulations, published at 1114 OG 29, May 15, 1990 and at 55 FR 18230, May 1, 1990.

2. This application does not contain, as a separate part of the disclosure on paper copy, a "Sequence Listing" as required by 37 CFR 1.821(c). 

3. A copy of the "Sequence Listing" in computer readable form has not been submitted as required by 37 CFR 1.821(e).

4. A copy of the "Sequence Listing" in computer readable form has been submitted. However, the content of the computer readable form does not comply with the requirements of 37 CFR 1.822 and/or 1.823, as indicated on the attached marked-up copy of the "Raw Sequence Listing."

5. The computer readable form that has been filed with this application has been found to be damaged and/or unreadable as indicated on the attached CRF Diskette Problem Report. A substitute computer readable form must be submitted as required by 37 CFR 1.825(d).

6. The paper copy of the "Sequence Listing" is not the same as the computer readable form of the "Sequence Listing" as required by 37 CFR 1.821(e).

7. Other: _____

Applicant must provide:

An initial or substitute computer readable form (CRF) copy of the "Sequence Listing"

An initial or substitute paper copy of the "Sequence Listing", as well as an amendment directing its entry into the specification

A statement that the content of the paper and computer readable copies are the same and, where applicable, include no new matter, as required by 37 CFR 1.821(e) or 1.821(f) or 1.821(g) or 1.825(b) or 1.825(d)

For questions regarding compliance with these requirements, please contact:

For Rules Interpretation, call (703) 308-1123
For CRF submission help, call (703) 308-4212
For PatentIn software help, call (703) 308-6856

Please return a copy of this notice with your response.